

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

James L. Soper

Application No.:

09/047,070

Art Unit
1722

Filed:

March 24, 1998

Conf. No.:

2851

For:

FOOD PATTY MOLDING MACHINE

Examiner:

Timothy W. Heitbrink

Attorney Docket No.: N/A

**NOTIFICATION OF ERROR IN USPTO RECORDS – APPOINTED
ATTORNEY/AGENT AND CORRESPONDENCE ADDRESS**

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

The law firm of Maschoff Gilmore & Israelsen (97149) has recently become aware that the USPTO records as available on PAIR for the above-referenced patent matter indicate that the power of attorney and the correspondence address for this matter are associated with our customer number 97149.

We have not filed a power of attorney or otherwise been appointed in this matter. There is no indication on PAIR that a power of attorney to customer number 97149 has been filed. We are not familiar with the applicant or this application.

We have contacted the USPTO by telephone to point out this error, but the Office was apparently unwilling to correct this error in response to our telephone request. We have also contacted the attorneys who apparently should have been appointed on the USPTO records and

have notified them of this issue. We have suggested that they file the power of attorney again or otherwise take steps to become of record in this case. This apparently also has not happened.

With this paper, the attorneys of customer number 97149 request that the Office remove the attorneys of customer number 97149 as attorneys/agents in this matter and remove customer number 97149 from the correspondence address. We have not attempted to file a Request for Withdrawal in this matter because the attorneys of customer number 97149 do not, in fact, have a power of attorney, and we are not in a position to specify where future correspondence should be sent.

We have filed, at Exhibit A, a copy of the most recent power of attorney filed in this matter by the applicant. A copy of this paper will be sent to the attorneys listed on that power of attorney.

Although we will endeavor to forward any correspondence we might receive, we cannot guarantee that we will be able to do so without fail, and we hereby disclaim any responsibility to do so.

If any questions remain, please contact the undersigned.

Dated this 27th day of January, 2012.

Respectfully submitted,

/R. Burns Israelson/ Reg. #42685

R. BURNS ISRAELSEN
Registration No. 42,685
Attorney for Applicant
Customer No. 97149
Telephone No. (435) 252-1360

EXHIBIT A

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Request for *Ex parte* Reexamination of:
U.S. Patent No.: 5,980,228

Atty. Ref.: RAR-2032-9

CONTROL NO. 90/011,591
Application Serial No. 09/047,070

TC/A.U.: 3991

Filed: March 24, 1998

Confirmation No.: 2851

Issue Date: November 9, 1999

For: FOOD PATTY MOLDING MACHINE

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Mail Stop Reexamination
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Mail Stop Petition
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

REVOCATION AND NEW POWER OF ATTORNEY

Requesters **Formax, Inc. and Provisur Technologies, Inc.**, having filed a Request for *ex parte* Reexamination with respect to the above-identified patent, hereby revoke all previous powers of attorney in this matter and hereby appoint **Larry S. Nixon**, Registration No. 25,640, and the attorneys of **Customer Number 23117**, and **William P. Oberhardt**, Registration No. 31,861 to prosecute this reexamination and to transact all business in the Patent and Trademark Office in connection therewith, including filing a response to the Emergency Petition By Patent Owner Patriot Universal Holdings, LCC For: Disqualification Of Attorney Andrew S. McConnell, Vacatur Of Order Granting Reexamination, Expungement Of Reexamination Request And Order, And Related Permanent And Preliminary Relief filed herein on May 26, 2011.

Correspondence to the Requesters should be addressed to:

William P. Oberhardt
70 West Madison, Suite 2100
Chicago IL 60602

Fornax, Inc.

By: Patrick C. Concord
Name: Patrick C. Concord
Title: VP of Operations
Date: June 9, 2011

Provisur Technologies, Inc.

By: Patrick C. Concord
Name: Patrick C. Concord
Title: VP of Operations
Date: June 9, 2011